

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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2005 MAY 25 P 2:24

JEFFREY FINK,

Plaintiff

V.

SUN LIFE INSURANCE AND ANNUITY
COMPANY OF NEW YORK, SUN LIFE
ASSURANCE COMPANY OF AMERICA,
AND PROSKAUER ROSE LLP LONG
TERM DISABILITY PLAN,

Defendants

UNITED STATES DISTRICT COURT
DISTRICT OF MASS

CIVIL ACTION NO. 05-10001-RWZ

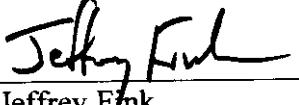
PLAINTIFF JEFFREY FINK'S
LR, D. Mass. 16.1(D)(3) CERTIFICATION

In accordance with the provisions of LR, D. Mass. 16.1(D)(3), I, Jeffrey Fink, the Plaintiff in this action and Mala M. Rafik, counsel for the Plaintiff, hereby certify that we have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course --- and various alternative courses ---- of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in LR, D. Mass. 16.4.

Dated: May 17, 2005


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Jeffrey Fink
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